

H. Res. 5

In the House of Representatives, U.S.,

January 3, 2001.

Resolved, That the Rules of the House of Representatives of the One Hundred Sixth Congress, including applicable provisions of law or concurrent resolution that constituted rules of the House at the end of the One Hundred Sixth Congress, are adopted as the Rules of the House of Representatives of the One Hundred Seventh Congress, with amendments to the standing rules, as provided in section 2, and with other orders as provided in section 3.

SEC. 2. CHANGES IN STANDING RULES.

(a) PUBLICATION OF DOCUMENTS.—

- (1) In clause 2(b) of rule II, strike “printed and”.
- (2) In clause 2(c)(3) of rule II, strike “printing and”.
- (3) In clause 2(c)(4) of rule II, strike “printed”.
- (4) In clause 2(e) of rule II, strike “printed and”.
- (5) In clause 2(f)(2) of rule II, strike “or mail”.
- (6) In clause 2(f)(2) of rule II, strike “, in binding of good quality,”.

(b) PREPARATION OF ENROLLED BILLS.—

(1) In clause 2(d) of rule II, designate the existing text as subparagraph (1) and insert thereafter the following new subparagraph:

“(2) The Clerk shall examine all bills, amendments, and joint resolutions after passage by the House and, in cooperation with the Senate, examine all bills and joint resolutions that have passed both Houses to see that they are correctly enrolled and forthwith present those bills and joint resolutions that originated in the House to the President in person after their signature by the Speaker and the President of the Senate, and report to the House the fact and date of their presentment.”.

(2) In clause 4(d)(1) of rule X, strike subdivision (A), redesignate the succeeding subdivisions accordingly (and conform the subdivision-reference in subdivision (C), as redesignated.

(c) RESPONDING TO SUBPOENAS.—In rule VIII, strike “subpoena or other judicial order” in each of the nine places it appears and insert in lieu thereof (in each instance) “judicial or administrative subpoena or judicial order”.

(d) RENAMING OF COMMITTEE ON COMMERCE; ESTABLISHMENT OF COMMITTEE ON FINANCIAL SERVICES.—In clause 1 of rule X—

(1) strike paragraph (d);

(2) redesignate paragraph (e) as paragraph (d);

(3) redesignate paragraph (g) as paragraph (e) and transfer that paragraph before paragraph (f);

(4) in paragraph (f)—

(A) strike “**Commerce**” and insert in lieu thereof “**Energy and Commerce**” (and conform the reference in clause 3(c) of rule X); and

(B) strike subparagraph (15) and redesignate the succeeding subparagraph accordingly; and

(5) insert the following new paragraph after paragraph (f):

“(g) **Committee on Financial Services.**

“(1) Banks and banking, including deposit insurance and Federal monetary policy.

“(2) Economic stabilization, defense production, renegotiation, and control of the price of commodities, rents, and services.

“(3) Financial aid to commerce and industry (other than transportation).

“(4) Insurance generally.

“(5) International finance.

“(6) International financial and monetary organization.

“(7) Money and credit, including currency and the issuance of notes and redemption thereof; gold and sil-

ver, including the coinage thereof; valuation and revaluation of the dollar.

“(8) Public and private housing.

“(9) Securities and exchanges.

“(10) Urban development.”.

(e) ENHANCED OVERSIGHT PLANNING.—In clause 2(d)(1) of rule X, insert after subdivision (A) the following new subdivision (and redesignate the succeeding subdivisions accordingly):

“(B) review specific problems with federal rules, regulations, statutes, and court decisions that are ambiguous, arbitrary, or nonsensical, or that impose severe financial burdens on individuals;”.

(f) INTELLIGENCE OVERSIGHT.—In clause 3 of rule X, add the following new paragraph at the end:

“(l) The Permanent Select Committee on Intelligence shall review and study on a continuing basis laws, programs, and activities of the intelligence community and shall review and study on an exclusive basis the sources and methods of entities described in clause 11(b)(1)(A).”.

(g) OVERSIGHT OF OFFICERS.—

(1) In clause 4(d) of rule X, amend subdivision (A) (as redesignated) to read as follows:

“(A) provide policy direction for the Inspector General and oversight of the Clerk, Sergeant-at-Arms, Chief Administrative Officer, and Inspector General;”.

(2) In clause 4(a) of rule II strike “policy direction and”.

(h) SIZE OF INTELLIGENCE COMMITTEE.—In the second sentence of clause 11(a)(1) of rule X—

(1) strike “not more than 16” and insert in lieu thereof “not more than 18”; and

(2) strike “not more than nine” and insert in lieu thereof “not more than 10”.

(i) PRESERVING MAJORITY QUORUM REQUIREMENTS.—In clause 2(h)(3) of rule XI, strike “the reporting of a measure or recommendation” and insert in lieu thereof “one for which the presence of a majority of the committee is otherwise required”.

(j) CLARIFICATION OF HEARING PROCEDURES.—In clause 2(k) of rule XI—

(1) in the caption, strike “investigative”;

(2) in subparagraph (1)—

(A) strike “an investigative hearing” and insert in lieu thereof “a hearing”; and

(B) strike “investigation” and insert in lieu thereof “hearing”;

(3) in subparagraph (2), strike “to each witness” and insert in lieu thereof “to each witness on request”;

(4) in subparagraph (3), strike “investigative”; and

(5) in subparagraph (5)—

(A) strike “an investigative hearing” and insert in lieu thereof “a hearing”;

(B) strike “asserted” and insert in lieu thereof “asserted by a member of the committee”; and

(C) strike “any person” and insert in lieu thereof “any person, or it is asserted by a witness that the evidence or testimony that the witness would give at a hearing may tend to defame, degrade, or incriminate the witness”.

(k) CERTAIN SUPPLEMENTAL REPORTS WITHOUT ADDITIONAL LAYOVER.—In clause 3(a)(2) of rule XIII, add the following new sentence at the end: “A supplemental report only correcting errors in the depiction of record votes under paragraph (b) may be filed under this subparagraph and shall not be subject to the requirement in clause 4 concerning the availability of reports.”.

(l) PERFORMANCE GOALS AND OBJECTIVES.—

(1) In clause 3(c) of rule XIII, amend subparagraph (4) to read as follows:

“(4) A statement of general performance goals and objectives, including outcome-related goals and objectives, for which the measure authorizes funding.”.

(2) In clause 4(c)(2) of rule X, strike “matter involved” and all that follows and insert in lieu thereof “matter involved.”.

(m) REPORT DETAIL ON UNAUTHORIZED APPROPRIATIONS.—In clause 3(f)(1) of rule XIII, amend subdivision (B) to read as follows:

“(B) a list of all appropriations contained in the bill for expenditures not currently authorized by law for the period concerned (excepting classified intelligence or national security programs, projects, or activities), along with a statement of the last year for which such expenditures were authorized, the level of expenditures authorized for that year, the actual level of expenditures for that year, and the level of appropriations in the bill for such expenditures.”.

(n) CORRECTIONS CALENDAR.—

(1) In clause 4(a)(2) of rule XIII, insert after subdivision (B) the following new subdivision (and redesignate the succeeding subdivisions accordingly):

“(C) a bill called from the Corrections Calendar under clause 6 of rule XV;”.

(2) In clause 6(a) of rule XV, strike “that has been on the Corrections Calendar for three legislative days” and insert in lieu thereof “that is printed on the Corrections Calendar”.

(o) OBJECTIONS TO EXHIBITS.—In clause 6 of rule XVII, strike “its use shall be decided without debate by a vote of the House” and insert in lieu thereof “the Chair, in his discretion, may submit the question of its use to the House without debate”.

(p) POSTPONING REQUESTS FOR RECORDED VOTES ON AMENDMENTS IN COMMITTEE OF WHOLE.—In clause 6 of rule XVIII, add the following new paragraph at the end:

“(g) The Chairman may postpone a request for a recorded vote on any amendment. The Chairman may resume proceedings on a postponed request at any time. The Chairman may reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without interviewing business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes.”.

(q) NAMING OF PUBLIC WORKS.—In rule XXI, add the following new clause at the end:

“Designation of public works

“6. It shall not be in order to consider a bill, joint resolution, amendment, or conference report that provides for the

designation or redesignation of a public work in honor of an individual then serving as a Member, Delegate, Resident Commissioner, or Senator.”.

(r) MOTIONS INSTRUCTING CONFEREES.—

(1) In clause 7 of rule XXII, in subparagraph (c)(1), strike “first legislative”.

(2) In clause 7 of rule XXII, in subparagraph (c)(1)—

(A) strike the dash after “privileged”;

(B) strike the designations of subdivisions (A) and (B); and

(C) strike “; and” and insert in lieu thereof “, but only”.

(3) In clause 7 of rule XXII, after paragraph (c), redesignate paragraph (d) as paragraph (e) and insert the following new paragraph after paragraph (c):

“(d) Instructions to conferees in a motion to instruct or in a motion to recommit to conference may not include argument.”.

(s) REPEAL OF AUTOMATIC PUBLIC-DEBT MEASURE.—

(1) Strike rule XXIII and redesignate the succeeding rules accordingly.

(2) In clause 4(f)(2) of rule X, strike “budget” and all that follows and insert in lieu thereof “budget.”.

(3) In clause 9(b)(2) of rule X, strike “rule XXIV” and insert in lieu thereof “rule XXIII”.

(4) In clause 3(a)(5) of rule XI, strike “rule XXIV” and insert in lieu thereof “rule XXIII”.

(5) In clause 4 of rule XXIII (as redesignated), strike “rule XXVI” and insert in lieu thereof “rule XXV”.

(6) In clause 5 of rule XXIII (as redesignated), strike “rule XXVI” and insert in lieu thereof “rule XXV”.

(7) In clause 12(a) of rule XXIII (as redesignated), strike “rule XXVII” and insert in lieu thereof “rule XXVI”.

(t) PROHIBITION ON PAID EMPLOYMENT OF SPOUSE.—

In clause 8 of rule XXIII (as redesignated), add the following new paragraph at the end:

“(c)(1) Except as specified in subparagraph (2)—

“(A) a Member, Delegate, or Resident Commissioner may not retain his spouse in a paid position; and

“(B) an employee of the House may not accept compensation for work for a committee on which his spouse serves as a member.

“(2) Subparagraph (1) shall not apply in the case of a spouse whose pertinent employment predates the One Hundred Seventh Congress.”.

(u) OATHS CONCERNING CLASSIFIED INFORMATION.—

In clause 13 of rule XXIII (as redesignated), add the following new sentence at the end: “The Clerk shall make signatures a matter of public record, causing the names of each Member, Delegate, or Resident Commissioner who has signed the oath during a week (if any) to be published in a portion of the Congressional Record designated for that purpose on the last legislative day of the week and making cumulative lists of such names available each day for public inspection in an appropriate office of the House.”.

(v) ACTIVITIES OF CONSULTANTS.—In clause 14(b) of rule XXIII (as redesignated), add the following new sentences at the end: “An individual whose services are compensated by the House pursuant to a consultant contract may not lobby the contracting committee or the members or staff of the contracting committee on any matter. Such an individual may lobby other Members, Delegates, or the Resident Commissioner or staff of the House on matters outside the jurisdiction of the contracting committee.”.

(w) CLARIFICATION OF TERMS IN GIFT RULE.—

(1) In clause 4(a)(1) of rule XXV (as redesignated), strike “; and” and insert in lieu thereof a period.

(2) In clause 4(a)(2) of rule XXV (as redesignated), strike “(2) when” and insert in lieu thereof “(2)(A) When”.

(3) After clause 4(a)(2)(A) of rule XXV (as redesignated), insert the following subdivision:

“(B) When used in clause 5 of this rule, the terms ‘officer’ and ‘employee’ have the same meanings as in rule XXIII.”.

(4) In clause 5(e)(1) of rule XXV (as redesignated), strike “and” after subparagraph (1).

(5) At the end of clause 5(e)(2) of rule XXV (as redesignated), strike the period and insert in lieu thereof “; and”.

(6) After clause 5(e)(2) of rule XXV (as redesignated), insert the following new subparagraph:

“(3) the terms ‘officer’ and ‘employee’ have the same meanings as in rule XXIII.”.

(x) TECHNICAL CORRECTIONS IN RECODIFICATION.—

(1) In clause 3(a) of rule VII, strike “paragraph (b), clause 4,” and insert in lieu thereof “clause 4(b)”.

(2) In clause 5(a) of rule VII, strike “clause 9” and insert in lieu thereof “clause 11”.

(3) In clause 7(b) of rule X, strike “under this paragraph”.

(4) In clause 7(d) of rule X, strike “this paragraph” and insert in lieu thereof “this clause”.

(5) In clause 7(e) of rule X, strike “this paragraph” and insert in lieu thereof “this clause”.

(6) In clause 7(f)(1) of rule X, strike “this paragraph” and insert in lieu thereof “this clause”.

(7) In clause 7(f)(2) of rule X, strike “this paragraph” and insert in lieu thereof “this clause”.

(8) In clause 9(g) of rule X, strike “paragraph (a) of clause 6” and insert in lieu thereof “clause 6(a)”.

(9) In clause 11(d)(1) of rule X, strike “clauses 6(a), (b), and (c) and 8(a), (b), and (c) of this rule” and insert in lieu thereof “clauses 8(a), (b), and (c) and 9(a), (b), and (c) of this rule”.

(10) In clause 2(m)(1) of rule XI, strike “subparagraph (2)(A)” and insert in lieu thereof “subparagraph (3)(A)”.

(11) In clause 7(a) of rule XII, strike “All other bills” and insert in lieu thereof “Bills”.

(12) In clause 1 of rule XIV, strike “clause 9(a)” and insert in lieu thereof “clause 8”.

(13) In clause 3 of rule XIV, strike “clause 9” and insert in lieu thereof “clause 8”.

(14) In clause 2(c) of rule XV, strike “printed with the signatures” and insert in lieu thereof “published with the signatures”.

(15) In clause 8(c) of rule XVIII, strike “this rule” and insert in lieu thereof “this clause”.

(16) In clause 8(b) of rule XXIII (as redesignated), strike “clause 7” and insert in lieu thereof “clause 9” in both places where it appears.

SEC. 3. SEPARATE ORDERS.

(a) STANDARDS COMMITTEE RULES.—For the One Hundred Seventh Congress, each provision of House Resolution 168 of the One Hundred Fifth Congress that was not executed as a change in the standing rules is hereby reaffirmed (except that, notwithstanding section 13 of that resolution, the chairman and ranking minority member of the Committee on Standards of Official Conduct may consult with an investigative subcommittee either on their own initiative or on the initiative of the subcommittee, shall have access to information before a subcommittee with which they so consult, and shall not thereby be precluded from serving as full, voting members of any adjudicatory subcommittee).

(b) BUDGET ENFORCEMENT.—

(1) During the One Hundred Seventh Congress, references in section 306 of the Congressional Budget Act of 1974 to a resolution shall be construed in the House of Representatives as references to a joint resolution.

(2) During the One Hundred Seventh Congress, in the case of a reported bill or joint resolution considered pursuant to a special order of business, a point of order

under section 303 of the Congressional Budget Act of 1974 shall be determined on the basis of the text made in order as an original bill or joint resolution for the purpose of amendment or to the text on which the previous question is ordered directly to passage, as the case may be.

(3) During the One Hundred Seventh Congress, a provision in a bill or joint resolution, or in an amendment thereto or a conference report thereon, that establishes prospectively for a Federal office or position a specified or minimum level of compensation to be funded by annual discretionary appropriations shall not be considered as providing new entitlement authority within the meaning of the Congressional Budget Act of 1974.

(c) CERTAIN SUBCOMMITTEES.—Notwithstanding clause 5(d) of rule X, during the One Hundred Seventh Congress—

(1) the Committee on Government Reform may have not more than eight subcommittees;

(2) the Committee on International Relations may have not more than six subcommittees; and

(3) the Committee on Transportation and Infrastructure may have not more than six subcommittees.

(d) NUMBERING OF BILLS.—In the One Hundred Seventh Congress, the first 10 numbers for bills (H.R. 1 through H.R. 10) shall be reserved for assignment by the Speaker to

such bills as he may designate when introduced during the first session.

Attest:

Clerk.